

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

AARON JUSTIN FULK,  
Plaintiff,  
v.  
J. TURNER,  
Defendant

CASE NO. 2:24-CV-2174-RSM-DWC

## **ORDER ADOPTING REPORT AND RECOMMENDATION**

The Court, having reviewed the Report and Recommendation of Magistrate Judge David W. Christel, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Because Plaintiff has not filed a timely amended complaint curing his pleading's deficiencies, this action is dismissed for failure to state a claim and for failure to comply with a court order. Dismissal for failure to state a claim constitutes a "strike" under 28 U.S.C. § 1915(g).
- (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants, and to the Hon. David W. Christel.

**DATED** this 19<sup>th</sup> day of March, 2025.

  
RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE